IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2742 OF 2005.
IN
WRIT PETITION NO. 1019 OF 1991.

Rayat Shikshan Sanstha. ... Applicant.

V/s.

Shri Yashwant Dattatraya
Shinde. ... Respondent.

J.N.Shirdhankar for the applicant.

Vishwas Deokar with Laxman Bedekar
for the respondent.

CORAM: V.C.DAGA, J.

DATED: 18th November 2005.

P.C.:

. Heard learned counsel for the applicant.

. This is a third time the matter was dismissed for default. Learned counsel appearing for the non-applicant strongly opposes the prayer for restoration. However, considering interest of justice, civil application is allowed. Petition is restored subject to payment of costs of Rs.3,000/- to the non-applicant within two weeks from today. Payment of costs shall be the condition precedent, failing which, application shall be deemed to have been dismissed.

. Civil application stands disposed of with no order as to costs.

*****